



Nonrule Policy Document

Indiana Department of Environmental Management
Office of Land Quality
100 North Senate Avenue
Indianapolis, IN 46204-2241
OLQ PH: (317) 232-8941

Title: Waste Status of CCA Treated Wood

Identification Number: WASTE-0006-NPD

Date Originally Adopted: May 9, 1997

Dates Revised: April 2002

Other Policies Repealed or Amended: None

Citations Affected: 40 CFR 261.4(b)(9), 329 IAC 10-2, 329 IAC 10-2-179(b)(2), 329 IAC 10

Brief Description of Subject Matter: Regulatory classification of and disposal procedures for chromated copper arsenate (CCA) treated wood wastes.

This nonrule policy document is intended solely as guidance and does not have the effect of law or represent formal Indiana Department of Environmental Management (IDEM) decisions or final actions. This nonrule policy document shall be used in conjunction with applicable laws. It does not replace applicable laws, and if it conflicts with these laws, the laws shall control. A revision to this nonrule policy document may be put into effect by IDEM once the revised nonrule policy document is made available for public inspection and copying. IDEM will submit revisions to the Indiana Register for publication.

WASTE STATUS OF CCA TREATED WOOD

The following information is provided as guidance for the proper disposal of chromated copper arsenate (CCA) treated wood wastes. The U.S. Environmental Protection Agency has determined CCA treated wood waste is exempt from the hazardous waste rules of RCRA, even if it fails the TCLP as a D004 thru D017 waste, if it is generated by persons who utilize the wood for its intended end use [40 CFR 261.4 (b) (9) as corrected in 57 FR 30657-30658, July 10, 1992]. Even though CCA treated wood waste may be exempt from hazardous waste regulations, CCA treated wood waste from manufacturing activities is subject to regulation as a solid waste under 329 IAC 10-2-174(6). Waste from building construction activities may be regulated under the construction/demolition provisions of 329 10-2-37. Prior to disposal in a solid waste landfill or construction/demolition landfill, contact the landfill representative for further disposal requirements.

For more information, contact the Compliance and Response Branch, Office of Land Quality at 317/308-3103.